

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION**

MISSOURI, KANSAS, and IDAHO,  
Intervenor-Plaintiffs,

v.

Case No. 2:22-cv-00223-Z

U.S. FOOD AND DRUG ADMINISTRATION, *et al.*,  
Defendants,

and

DANCO LABORATORIES, LLC,  
Intervenor-Defendant.

**DANCO LABORATORIES, LLC’S MOTION TO DISMISS  
INTERVENOR-PLAINTIFFS’ AMENDED COMPLAINT**

Pursuant to Federal Rules of Civil Procedure 12(b)(1), 12(b)(3), and 12(b)(6), Danco Laboratories, LLC moves to dismiss the amended complaint in intervention of Intervenor-States Missouri, Idaho, and Kansas, ECF No. 217. The reasons for dismissal are set forth in the accompanying Memorandum. A proposed order is also attached.

Respectfully submitted this 28th day of January, 2025,

/s/ Jessica L. Ellsworth

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**CERTIFICATE OF SERVICE**

I certify that on January 28, 2025, I electronically filed the foregoing using the CM/ECF system. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties of record.

/s/ Jessica L. Ellsworth  
Jessica L. Ellsworth